

**Notice of Allowability**

Application No.

10/786,132

Examiner

Kamran Afshar, 571-272-7796

Applicant(s)

GAZZARD, DARYL

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 8/2/2006.
2. ☒ The allowed claim(s) is/are 1-11 and 18.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

**DETAILED ACTION**

**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with **Mr.**

**Lawrence D. Eisen, Reg. No.: 41, 009** on 8/2/2006.

The application has been amended as follows:

**In The Claim(s):**

**Claims. 12-17 (Cancelled)**

**Claims. 19-21 (Cancelled)**

***Allowable Subject Matter***

2. In view of the amended claims filed on 07/20/2006 and cancellation of the claims as discussed above in item 1, Claims 1-11 and 18 are allowed.

The following is an examiner's statement of reasons for allowance: 1-11 and 18.

With respect to amended claim 18, the prior art of record fails to disclose singly or in combination or render obvious that the method comprising: establishing a flag, in a database, for use by a partner mobile network and a home mobile network, the flag indicating that a mobile station belongs to a subscriber to the home mobile network; setting the flag when the partner mobile network handles a communication to a mobile station belonging to a subscriber to the home mobile network; setting a flag with respect to a communication involving the mobile station that is being carried on a partner mobile network as including a mobile station of a subscriber of a home mobile network; determining that a handover from a first cell in the partner mobile network to a second cell among a plurality of candidate

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cells, is necessary to maintain communications for the mobile station; and initiating a handover of the communication from the first cell to the second cell if the second cell belongs to the home mobile network, wherein whether the second cell belongs to the home mobile network is determined, at least in part, by evaluating whether the flag is set

With respect to amended claim 18, the prior art of record fails to disclose singly or in combination or render obvious that the method comprising: establishing a flag, in a database, for use by a partner mobile network and a home mobile network, the flag indicating that a mobile station belongs to a subscriber to the home mobile network; setting the flag when the partner mobile network handles a communication to a mobile station belonging to a subscriber to the home mobile network; and handing over the communication back to the home mobile network whenever the mobile station enters a region in which the home network operates, the handover being effected due to the flag being set, whereby revenues are increased to the home mobile network by handling the communication through the home mobile network.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

a) Kall (U.S. Pub. No.: 2004/0058692 A1).

b) Herrero (U.S. Pub. No.: 2005/00259 A1).

c) Baba (U.S. Pub. No.: 2004/0203761 A1).

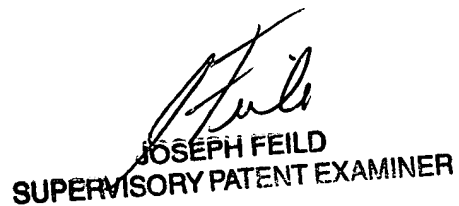
Any inquiry concerning this communication or earlier communication from the examiner should be directed to Kamran Afshar whose telephone number is (571) 272-7796. The examiner can be reached on Monday-Friday.

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If attempts to reach the examiner by the telephone are unsuccessful, the examiner's supervisor, **Feild, Joseph** can be reached @ (571) 272-4090. The fax number for the organization where this application or proceeding is assigned is **571-273-8300** for all communications.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
**Kamran Afshar**

  
**JOSEPH FEILD**  
**SUPERVISORY PATENT EXAMINER**